

**MEETING RESULTS!!!
CITY OF POMPANO BEACH
CITY COMMISSION MEETING
AGENDA NO. 2010-33
TUESDAY, July 13, 2010
7:00 P.M.**

CALL TO ORDER

The Honorable Lamar Fisher
Mayor, Presiding

ROLL CALL

Mary L. Chambers, MMC,
City Clerk

INVOCATION

Pastor Russell Murray
M.E.C. Ministries

PLEDGE OF ALLEGIANCE

Led by Mary L. Chambers,
MMC, City Clerk

APPROVAL OF MINUTES

APPROVED AS SUBMITTED
Regular City Commission Meeting
of June 22, 2010

APPROVAL OF THE AGENDA

APPROVED AS AMENDED
City Commission

AUDIENCE TO BE HEARD

All persons interested in speaking during “Audience To Be Heard” must fill out a request form and **turn it in to the City Clerk prior to the meeting.** A request form is located on the last page of the agenda program.

CONSENT AGENDA

APPROVED

1. Approval to award Bid H-37-10, Golf Course Decorative Fence, to the low bidder, Intercounty Engineering, Inc., in the amount of \$247,125.80.

(Staff Contact: Phyllis A. Korab/Clayton Young)

ADOPTED

2. **RES. NO. 2010-247:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LOANED VEHICLE RISK ALLOCATION AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND MEDTEC AMBULANCE CORPORATION; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Harry L. Small)

APPROVED

3. Approve ranking order for RFP H-25-10 “VOIP Phone System,” and authorize staff to negotiate a contract with the highest-ranked firm, Teleswitch. (No cost at this time.)

(Staff Contact: Gene Zamoski)

APPROVED

4. Approval to replace Mitchell Moore Air Conditioning system by Job Order Contractor (JOC), Shiff Construction & Development, Inc. (City’s Cost: \$129,232.00)

(Staff Contact: Robert McCaughan)

ADOPTED

5. **RES. NO. 2010-248:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CONSULTANT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND CAMP DRESSER & MCKEE INC. FOR CONTINUING CONTRACT FOR ENGINEERING SERVICES FOR WATER AND RECLAIMED WATER TREATMENT PLANT PROJECTS; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Phyllis A. Korab)

CONSENT AGENDA – CONTINUED

ADOPTED

6. **RES. NO. 2010-249:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE SUPPLEMENTAL #1 TO WORK AUTHORIZATION NO. 9, PURSUANT TO THE AGREEMENT FOR GENERAL ENGINEERING SERVICES BETWEEN THE CITY OF POMPANO BEACH AND POST, BUCKLEY, SCHUH & JERNIGAN, INC. TO PROVIDE FOR CONSULTING SERVICES RELATED TO BRIDGE REPLACEMENT FOR NE 27TH TERRACE OVER WISTERIA CANAL; PROVIDING AN EFFECTIVE DATE. (City's Cost: \$30,200.00)

(Staff Contact: Phyllis A. Korab/Clayton Young)

ADOPTED

7. **RES. NO. 2010-250:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, URGING THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS TO CONTINUE TO FUND THE BROWARD SHERIFF'S REGIONAL CRIME LABORATORY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Gordon B. Linn)

ADOPTED

8. **RES. NO. 2010-251:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A RECIPROCAL USE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mark Beaudreau)

ADOPTED

9. **RES. NO. 2010-252:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF POMPANO BEACH AND THE AMERICAN RED CROSS TO PROVIDE RED CROSS HEALTH & SAFETY PROGRAMS TO THE COMMUNITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mark Beaudreau)

CONSENT AGENDA – CONTINUED

ADOPTED

10. **RES. NO. 2010-253:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN ADDENDUM TO STATE EMS COUNTY GRANT FUNDING BETWEEN THE CITY OF POMPANO BEACH AND BROWARD COUNTY FOR SCANNING HARDWARE AND SOFTWARE FOR VICTIM TRACKING AND TRAUMA TOURNIQUETS FOR MASS CASUALTY INCIDENTS; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Harry L. Small)

ADOPTED

11. **RES. NO. 2010-254:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND BROWARD COUNTY FOR STATE EMS COUNTY GRANT FUNDING FOR THE ALS NON-TRANSPORT “REFRIGERATED” DRUG BOX; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Harry L. Small)

ADOPTED

12. **RES. NO. 2010-255:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING AN ASSISTANCE TO FIREFIGHTERS GRANT FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY AND THE DEPARTMENT OF HOMELAND SECURITY FOR THE PURPOSE OF PURCHASING A NEW AERIAL LADDER TRUCK; CONFIRMING THE CITY’S CONTRIBUTION; AND AUTHORIZING THE CITY MANAGER TO ACCEPT THE GRANT; PROVIDING AN EFFECTIVE DATE. (City’s Contribution: \$310,000.00)

(Staff Contact: Harry L. Small)

ADOPTED

13. **RES. NO. 2010-256:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **BENJAMIN MILLER** TO THE COMMUNITY DEVELOPMENT ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF THE PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY, FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JULY 1, 2013; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mary L. Chambers)

CONSENT AGENDA – CONTINUED

ADOPTED

14. **RES. NO. 2010-257:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **DEIDRA DAISEY** TO THE COMMUNITY DEVELOPMENT ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF THE PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY, FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JULY 1, 2013; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mary L. Chambers)

ADOPTED

15. **RES. NO. 2010-258:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **DODIE KEITH-LAZOWICK** TO THE POMPANO BEACH ECONOMIC DEVELOPMENT COUNCIL, INC. OF THE CITY OF POMPANO BEACH AS APPOINTEE OF COMMISSIONER CHARLOTTE BURRIE TO FILL THE UNEXPIRED TERM OF ROBERT MCSWEENEY; SAID TERM TO EXPIRE ON SEPTEMBER 30, 2011; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mary L. Chambers)

ADOPTED

16. **RES. NO. 2010-259:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A RECIPROCAL NON-EXCLUSIVE CROSS ACCESS EASEMENT AND CROSS PARKING AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND CASE HOLDING COMPANY, INC.; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Vicky L. Newson/Robin M. Bird)

APPROVED

17. Approval to purchase sports court resurfacing from Florida Courtworks, Inc. in the amount of \$15,273.60 per the School District of Palm Beach County Bid No. 07C-20A, from funds in CIP Project 09-985, and approval of accompanying budget adjustment.

(Staff Contact: Robert A. McCaughan)

CONSENT AGENDA – CONTINUED

ADOPTED

18. **RES. NO. 2010-260:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A REINSTATEMENT AND EXTENSION AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND ADVANCED DATA PROCESSING, INC., PROVIDING FOR RESCUE AMBULANCE BILLING AND RELATED PROFESSIONAL SERVICES; PROVIDIING AN EFFECTIVE DATE.

(Staff Contact: Harry L. Small)

TABLED TO THE JULY 27, 2010 CITY COMMISSION MEETING

19. Approve ranking order for RLI H-39-10, “Professional Golf Course Architectural, Landscape Architectural and/or Engineering and Related Services for Irrigation System Replacement, Rehabilitation of Fairways and Rebuilding of Greens at the City Municipal Golf Course” and authorize staff to negotiate a contract with the highest-ranked firm, Walters Zackria Associates. (No cost at this time.)

(Staff Contact: Phyllis A. Korab/Tammy Good)

REGULAR AGENDA

QUASI-JUDICIAL PROCEEDING

ADOPTED

20. **RES. NO. 2010-261:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE DIVINE MINISTRY OF GOD CHURCH PLAT LOCATED ON THAT PARCEL OF LAND LYING IMMEDIATELY NORTH OF NW 9TH STREET AND APPROXIMATELY 196 FEET EAST OF NW 19TH AVENUE; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Chris Clemons/Robin M. Bird)

END OF QUASI-JUDICIAL PROCEEDING

ADOPTED

21. **P.H. 2010-51; ORD. NO. 2010-38: (ORDINANCE 2ND READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT FOR POLICE SERVICES BETWEEN THE CITY OF POMPANO BEACH AND THE SHERIFF OF BROWARD COUNTY, FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

FIRST READING: JUNE 22, 2010

(Staff Contact: Dennis W. Beach)

REGULAR AGENDA – CONTINUED

ADOPTED

22. **P.H. 2010-52; ORD. NO. 2010-39: (ORDINANCE 2ND READING)**
AN ORDINANCE AMENDING CHAPTER 34; “CITY POLICY”, OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 34.107, “POSITION CLASSIFICATION PLAN” BY CREATING THE POSITIONS OF LOGISTICS MANAGER AND OCEAN RESCUE LIEUTENANT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

FIRST READING: JUNE 22, 2010

(Staff Contact: Michael W. Smith)

APPROVED FIRST READING

23. **P.H. 2010-53; ORD. NO. 2010-...: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE AMENDING CHAPTER 50, “WATER,” OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 50.03, “WATER TARIFF,” TO PROVIDE FOR INCREASES TO WATER CHARGES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: A. Randolph Brown)

APPROVED FIRST READING

24. **P.H. 2010-54; ORD. NO. 2010-...: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE AMENDING CHAPTER 51, “SEWERS,” OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH BY AMENDING SECTION 51.05, “SEWER TARIFF,” TO PROVIDE FOR AN INCREASE IN THE MONTHLY OPERATION AND FLOW CHARGE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: A. Randolph Brown)

APPROVED FIRST READING

25. **P.H. 2010-55; ORD. NO. 2010-...: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE AMENDING CHAPTER 54, “REUSE WATER AND CROSS-CONNECTION CONTROL,” OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH BY AMENDING SECTION 54.05, “CONNECTION CHARGES AND RATES,” TO PROVIDE FOR INCREASES IN CERTAIN FEES AND CHARGES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: A. Randolph Brown)

REGULAR AGENDA – CONTINUED

APPROVED FIRST READING

26. **P.H. 2010-56; ORD. NO. 2010-.....: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH RELATING TO LAND USE PLANNING; PROVIDING FOR AN AMENDMENT OF THE ADOPTED CITY OF POMPANO BEACH COMPREHENSIVE PLAN – FUTURE LAND USE ELEMENT FOR THE NORTH PALM AIRE PROPERTY LOCATED AT 3401 WEST ATLANTIC BOULEVARD; REQUESTING THAT THE BROWARD COUNTY PLANNING COUNCIL RECERTIFY THE CITY OF POMPANO BEACH LAND USE PLAN INCLUDING THE AMENDMENT; PROVIDING A SAVINGS CLAUSE; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Larry W. Schuster/Robin M. Bird)

ADOPTED

27. **RES. NO. 2010-262:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **NATHAN KLUTZNICK** TO THE MARINE ADVISORY BOARD OF THE CITY OF POMPANO BEACH AS ALTERNATE 2, TO FILL THE UNEXPIRED TERM OF JOSEPH M. TOSTA; SAID TERM TO EXPIRE JULY 1, 2013; PROVIDING AN EFFECTIVE DATE.

APPLICANTS

Daniel Horak – District 3
Nathan Klutznick – District 3
Linnell Otis Jackson – District 5

(Staff Contact: Mary L. Chambers)

APPROVED STAFF’S RECOMMENDATION(S)

28. Approval of the FY2010-2011 Annual Action Plan in the amount of \$1,328,377 of CDBG Funds and \$621,655 of HOME Funds for a total of \$1,950.032.

(Staff Contact: Miriam Carrillo)

APPROVED

29. Acceptance of the City Manager’s Recommended Operating and Capital Budget for Fiscal Year 2010-11 and approval of public hearing dates to adopt the FY 2010-11 Budget.

(Staff Contact: Brian Donovan)

REPORTS

City Manager
City Attorney
City Clerk
Internal Auditor
City Commission

ADJOURNMENT: 10:10 P.M.

BALANCE IN CONTINGENCY

| | | |
|----------------|---|-------------------|
| Oct. 1, 2009 | Beginning Balance | \$ 8,340.00 |
| Oct. 13, 2009 | Broward County Mayor's Charity Gala | - 1,750.00 |
| Dec. 8, 2009 | 2010 Census Special Supplies | - 2,000.00 |
| Jan. 26, 2010 | 2010 Census Special Supplies | - 1,500.00 |
| March 9, 2010 | E. Pat Larkins' Foundation Gala | - 650.00 |
| March 23, 2010 | Broward League of Cities 2010 Annual Installation Dinner | <u>- 560.00</u> |
| | Balance: | \$ 1880.00 |